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BANGALORE, THURSDAY, DECEMBER 8, 1904.


## PART II

### Notifications by Govt. of India, Resident, Chief Court, &c.

### JUDICIAL DEPARTMENT.

IN THE CHIEF COURT OF MYSORE.

CIVIL SIDE.

*Addendum dated 26th November 1904, to Civil Rule of Practice No. 15, dated 29th November 1878.*

The Chief Court directs that the following sentence be added to para 6 of Civil Rule of Practice No. 15, dated 29th November 1878.

"The Head Munshi of every Munsiff's Court shall furnish the like security to the extent of Rs. 250 unless the District Judge shall otherwise direct."

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CIVIL SIDE.

*Circular letter No. 163, dated 26th November 1904.*

*To—The Judges of all Civil Courts.*

Sir,

In continuation of the instructions contained in Circular letter No. 158, dated the 17th September 1903, I am directed to point out that there is nothing in the terms of Section 17 A of the Mysore Civil Courts' Regulation, II of 1898, to prevent an order being passed by a Court for refund of half the institution fee paid on a plaint, where without contest the defendant appears and fully and unconditionally admit the plaintiff's claim. The claim and the admission without contest would ordinarily, if the Court considers proper, be sufficient to constitute an agreement of both parties.

I have the honor to be,
Sir,
Your most obedient servant,
V. A. RAJARATNA MUDALIAR, *Registrar.*

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CIVIL SIDE.

*Rule of Practice No. 120, dated 3rd December 1904.*

Under Section 652 of the Code of Civil Procedure, the Chief Court has made the following Rules in regard to the costs of copies obtained by parties in suits and proceedings.

In Courts of first instance, costs incurred by the parties in obtaining such copies as they may be required to file under the provision of any law in force or by express order of the Court in any suit or proceeding, will ordinarily be entered in the decree or order in such suit or proceeding.

In appellate Courts, the cost of obtaining copies of the decree and judgment required by law to be filed with the memorandum of appeal will ordinarily be allowed, as also cost of unauthenticated copies of depositions in appeals involving questions of fact, and of such other exhibits or papers as may, in the opinion of the Court, be deemed material for the purpose of the appeal.

The Court, original or appellate, may, in its discretion, also allow the costs of any other copies which, in its opinion, were material for a party to obtain for the purposes of his suit.

*Application No. 2 of* 1904.

Mr. J. C. S. Lawrance ... ... *Applicant.*

In the matter of the estate of the late William Horatio Scott, late of Kullucky Estate, Balur, in the State of Mysore ... ... *Deceased.*

Whereas Mr. J. C. S. Lawrance, the duly constituted Attorney of Ethel Ada Owen Scott, the widow and sole executrix of the will of the deceased above named, has applied to this Court for a grant of Letters of Administration to the estate of the said deceased, who died at Chikmagalur, Kadur District, on the 1st day of May 1901, and Monday the 9th day of January 1905, at 11 A.M., has been fixed for the hearing of the application;

All persons claiming to have any interest in the estate of the deceased are hereby called upon to come and see the proceedings on or before the said 9th day of January 1905.

Given under my hand and the seal of the Court this 1st day of December 1904.

J. CLAPHAM, for *Registrar.*

## MYSORE REVENUE SURVEY AND SETTLEMENT DEPARTMENT.

*Notification No.* 549, *dated 16th November* 1904.

It is hereby notified for general information that the announcement of the revised rates of assessment in 324 Government villages composing the old Holalkere Taluk (as it stood before the reconstitution of the present Hosdurga Taluk) of the Chitaldrug District, will be commenced at kasaba Holalkere on or *about* the 16th proximo.

*Notification No.* 584, *dated 22nd November* 1904.

It is hereby notified for general information that the announcement of the revised rates of assessment in 168 Government villages composing the Jagalur Taluk of the Chitaldrug District will be commenced at kasaba Jagalur on or *about* the 10th proximo.

*Notification No.* 600, *dated 25th November* 1904.

It is hereby notified for general information that Re-survey operations will be commenced on or about 15th December 1904 in the taluk of Sagar of the Shimoga District.

J. P. GRANT,
*Survey and Settlement Comr. in Mysore.*

## FINANCIAL DEPARTMENT.

*Circular No.* 2062—*S. A. D.* 311, *dated 15th November* 1904.

*To—The Deputy Commissioners of Districts, Treasury Department, and Officer in charge of the State Huzur Treasury.*

Adverting to Government Notification No. R. 2197—L. R. 34-04-3, dated 7th September 1904, published in the *Mysore Gazette* in Part III, dated 22nd September 1904, substituting a new rule for Rule 91 of the Land Revenue Rules, regarding the procedure to be adopted in paying land revenue and cesses into a District or Taluk Treasury, and enforcing the rules laid down under Article 143 (18) of the Civil Account Code, Volume I, authorizing Treasury Officers to issue Remittance Transfer Receipts for such amounts received in their Treasuries under the conditions therein laid down, has the honor to request that they will be so good as to receive into their Treasuries amounts tendered by persons having to pay land revenue and cesses in other districts only when the amount to be remitted exceeds Rs. 150 and on payment of premium at the rates fixed by the Notification quoted above.

The practice obtaining in some districts hitherto of issuing Public Service Transfer Receipts on this account for amounts less than Rs. 150 should be discontinued.

A single Transfer Receipt only can be granted to one remitter for each instalment. The particulars of the properties on account of which the money is remitted must be carefully detailed on the reverse, and the form filled up as follows:—

Received from A. B. on account of C. D., proprietor, the sum of Rs. on account of land revenue demands to be transferred to his credit under land revenue as per particulars on the reverse, at the Treasury.